

**MINUTES**  
**TOWN OF EAST FISHKILL**  
**TOWN BOARD MEETING**  
**MAY 27, 2021**  
**7:00 p.m.**

**REGULAR BOARD MEETING**

The Town of East Fishkill's Town Board Meeting on May 27, 2021 was called to order at 7:00 pm. by Supervisor D'Alessandro with the Pledge of Allegiance.

**Supervisor's Announcements**

Supervisor D'Alessandro stated the meetings with the DC Mayors and Supervisors and the County Executive have continued. They have been discussing COVID issues. All numbers are down countywide.

There will be a Memorial Day Ceremony on Monday, May 31 beginning with a parade at 10:45 from the Community Center to the War Memorial at Beekman Road and Route 82.

Tonight starts the Son's of Italy Festival at the Town Recreation Park ending with fireworks on Sunday.

The Town Cleanup Day last month was very successful and Supervisor D'Alessandro thanked everyone who helped.

There was an information filming about assessments and taxes, which should help clarify the assessment increase questions. It is on Channel 22. On average assessments went up 8%. Just because your assessment went up, your taxes will not go up.

Last Thursday was the Town workshop at the Community Center with the NYS and Dutchess County Department of Health to come in to explain about PFOA and PFOS testing in the water districts. The Worley Homes Water District is only on one well right now, so they are working on doing an emergency hook up with Dutchess County. They are also working to mitigate some of the Hopewell Hamlet wells. There are potential funds available from the COVID money to all municipalities that may be able to be used for water and sewer issues.

On April 26 the Supervisor met with several members of the Town's Asian community to discuss things going on in town. They are also looking for a stronger police presence in the Recreation areas and around local businesses.

Dutchess County will be continuing the Dutchess County Joint Drug Task Force. Supervisor D'Alessandro, Board Member Franco, Board Member Beephan and County Legislator Will Truitt and the Chief of Police in regard to dealing with the opioid epidemic. It was very eye opening.

The Town is in the middle of the large paving season. This Town Board is committed to paving as many miles of town roads as possible each year.

The Supervisor has been meeting with several developers. The Town Board is looking to grow appropriately. It may be time to discuss a new Master Plan. That

in conjunction with the Housing Committee will help to strike a balance between what the residents want and the laws the Town needs to be in compliance with. WSCD held is budget and Board vote. He congratulated the newly elected members. He reminded everyone the Town has no control on what the school districts do by way of their budgets or elections. They are trying to become more informed and have a Town Board member be a liaison for the school budget meetings.

Last week there was a ribbon cutting for the Tesla charging station at the movie theater parking lot in Fishkill. It was a nice event. The Town Planner is looking into the program the State has in place to try to get East Fishkill some of these.

There was a meeting this week with the EPA, Army Corps of Engineers, and Conti Construction regarding the Hopewell Water District. There have been leaks and foreign objects in the water system. Supervisor D'Alessandro wants to be sure the system is 100% before the Town takes it over. This could affect the paving for that area.

Supervisor D'Alessandro, Board Member Cassidy, and Attorney Wood met with the Board of Fire Commissioners and Chiefs for the quarterly meeting to discuss any projects and issues in the Town. The Fire District is 100% volunteer and he thanked them for their time.

There have been issues with problematic teens at the Recreation Parks. Although they hate to ban people from the park, but if the issues persist they may have to. The Town is working on a plan with the Police Chief to be implemented.

This Town Board is here to work for the community. Please don't rely on social media as there is a lot of misinformation out there. If you have questions, please contact the Board members.

**Roll the Call:** Supervisor D'Alessandro asked Town Clerk Hurray, via video, to call the rolls.

Board Members in attendance:

Peter	Thomas	Emanuele	Anil	Nicolas
Cassidy	Franco	Marinero	Beephan	D'Alessandro

Thomas Wood, Attorney; Scott Bryant, Engineer; Mark Pozniak, Comptroller; Chief Bellino, East Fishkill Police Department; Ken Williams, Highway Superintendent.

### **Approval of Minutes:**

April 22, 2021

Motion to approve the minutes from the April 22, 2021 meeting: Board Member Marinero. Seconded: Board Member Beephan. All voted in favor. Motion carried.

Supervisor D'Alessandro stated the Stormwater Management Plan Annual Report

has been received. Mr. Walter Artis was present as the Storm Water Consultant. The report is from March 10, 2020 to March 9, 2021. He requested the Town Board authorize the Supervisor to endorse it. They are still operating under the 2015 MS4 Permit. This year's report is in line with previous reports with two exceptions. The first is public education and public participation. This is due to issues with COVID 19. The Town is in compliance. It will need to be sent on Tuesday.

### **Public Hearings:**

Public Hearing with respect to Road Frontage Assessments for properties on Route 52/Palen road Traffic Improvement Area

Motion to open the Public Hearing: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

Supervisor D'Alessandro stated this will be adjourned until next month as there are a few additional items to be added.

Motion to adjourn the Public Hearing until June 24, 2021: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

### **Courtesy of the Floor**

Supervisor D'Alessandro asked if there was anyone from the public to speak on any town issues.

Robert Grasso stated there was a geese problem by Hillside Lake Road that he fears will cause an accident. Highway Superintendent Williams will look into this.

### **Receive and File**

The Stormwater Management Plan Annual Report has been received and there is a letter from the Town of LaGrange with a Supplemental Draft GEIS. The Town of LaGrange is looking to change some zoning and it will affect parcels on Route 82 by the Taconic State Parkway.

### **Resolutions:**

#### **1. Award Grounds Keeping and Lawn Mowing Bids**

**RESOLUTION**  
**(AWARDING BIDS FOR LAWN MOWING/GROUNDS KEEPING SERVICES**  
**2021 and 2022)**

**WHEREAS**, the Town also is responsible for providing mowing services on behalf of special districts within the Town and to charge back those districts the cost thereof; and

**WHEREAS**, the Town Clerk duly advertised for the receipt of bids with respect to providing mowing services within the Town; and

**WHEREAS**, those bids have been received and it is the desire of the Town Board to consider the award thereof;

**NOW, THEREFORE, BE IT RESOLVED**, that the bidder Beechtree Holdings, LLC be and hereby is awarded the mowing/grounds keeping bids for the Lomala Park District and the Town the park and rides for the years 2021 and 2022; and

**BE IT FURTHER RESOLVED**, that the Supervisor be and hereby is authorized to execute these bid documents and the Town Clerk shall notify the bidder as to the outcome of the bid.

Motion to award Grounds Keeping and Lawn Mowing Bids: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**2. Authorize RFP's for Drilling New Well at Four Corners**

**RESOLUTION**  
**(AUTHORIZE REQUESTS FOR PROPOSALS FOR DRILLING NEW WELLS AT**  
**FOUR CORNERS)**

**WHEREAS**, the town have previously declared an emergency at Four Corners; and

**WHEREAS**, it is the desire of the Town Board to have the Engineering Department or consulting Engineers design a Request for Proposals document regarding Drilling New Wells at Four Corners; and

**BE IT FURTHER RESOLVED**, that the Town Engineer be and hereby is authorized to advertise for requests for proposals for regarding Proposals for Drilling new Wells at Four Corners; and

**BE IT FURTHER RESOLVED**, that said proposals shall be received, evaluated by the Engineer and a summary report shall be provided to the Town Board.

Motion to authorize RFP's for drilling new well at Four Corners: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

### **3. Recognize Highway Seasonal Hire**

#### **RESOLUTION (ACKNOWLEDGING HIRING OF SEASONAL LABORER FOR THE HIGHWAY DEPARTMENT)**

**WHEREAS**, the Highway Superintendent has interviewed and hired a seasonal laborer; and

**WHEREAS**, the Highway Superintendent has submitted a letter to the Town Board attached hereto;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby acknowledges the hiring of Sean Heckert at an hourly rate of \$17.50 as full-time Seasonal Laborer; and

**BE IT FURTHER RESOLVED**, that upon completion of his task, he shall be removed from the payroll.

Motion to recognize Highway seasonal hire: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

### **4. Authorize hiring Camp Staff**

#### **RESOLUTION (AUTHORIZING THE HIRING OF SEASONAL EMPLOYEES FOR SUMMER CAMP)**

**WHEREAS**, the Town of East Fishkill conducts extensive summertime programs for the youth of the Town; and

**WHEREAS**, during the summer, the Town Recreation Department hires temporary part-time workers to assist in the various programs; and

**WHEREAS**, the Director of Recreation has submitted to the Town Board a listing of the names of the employees for this summer program and the amounts of their salaries to be paid; and

**WHEREAS**, it is the desire of the Town Board to authorize these employees for the summertime period as set forth in the memo from the Recreation Director attached hereto;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Comptroller be and hereby is authorized to place on the Town payroll as seasonal recreation camp employees as set forth in the annexed memo from the Director of Recreation; and

**BE IT FURTHER RESOLVED**, that said employment shall only be during the summertime employment for the amounts listed in the memo and that upon completion of their task, they shall be removed from the payroll, unless further ordered by the Town Board.

Motion to authorize the hiring of camp staff: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

#### **5. Appoint Seasonal Assistant for Water & Sewer**

##### **RESOLUTION (HIRING OF SEASONAL LABORER FOR THE WATER & SEWER DEPARTMENT)**

**WHEREAS**, the Town Supervisor has identified the need to hire a seasonal laborer for the Water & Sewer Department; and

**WHEREAS**, the Town Supervisor has recommended a candidate for hire to the Town Board;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board hereby appoints Kenneth Williams Jr. as a full-time Seasonal Laborer in the Water & Sewer Department at the hourly rate of \$17.00; and

**BE IT FURTHER RESOLVED**, that that upon completion of his task, he shall be removed from the payroll.

Motion to appoint a seasonal assistant for the Water & Sewer Department: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**6. Designate May as Asian Pacific American Heritage Month**

**RESOLUTION**

**(Proclamation of Asian Pacific American Heritage Month)**

**WHEREAS**, America has been continually renewed and enriched by the many different people who choose to come here and become our fellow citizens; and

**WHEREAS**, each person brings a part of his or her own heritage, which over time becomes part of our common heritage; and

**WHEREAS**, many generations of Asian Americans have helped make America the cultural melting pot it is today; and

**WHEREAS**, there are over 18,205,898 Asian Pacific Americans in the United States, with 1,350 Asian Pacific Americans in the Town of East Fishkill; and

**WHEREAS**, Asian Pacific Americans have succeeded as successful and notable artists, Nobel Laureate scientists, researchers, business leaders, human rights activists and community leaders; and

**WHEREAS**, Asian Pacific Americans are very proud of their roots and of their vital role in the continued growth of our nation; and

**WHEREAS**, Asian-American Heritage Month observance provides an opportunity for all Americans to learn more about the contributions of men and women from Asia have made to our nation and to the world at large.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of East Fishkill does hereby recognize and proclaim May as “Asian Pacific American Heritage Month” and encourages all citizens to recognize our Asian Pacific Americans and the many contributions they have had made to our country.

Motion to designate May as Asian Pacific American Heritage Month: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**7. Approve East Fishkill Rotary Car Show for July 18, 2021 to be held at the East Fishkill Soccer Complex**

**RESOLUTION**  
**(AUTHORIZING EAST FISHKILL ROTARY CAR SHOW)**

**WHEREAS**, the East Fishkill Rotary will conduct their annual car show to provide to raise funds for charitable purposes; and

**WHEREAS**, a written request has been received by the Town for the event to take place on July 18, 2021 from 8:00 A.M. to 4:00 P.M. at the East Fishkill Soccer Complex, and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Police, Town Recreation Department and all other agencies of the Town are authorized and directed to allow the use of the Soccer Complex for July 18, 2021 from 8:00 to 4:00 PM. All CDC, New York State, Dutchess County and BOH guidelines will be adhered to; and

**BE IT FURTHER RESOLVED**, that this consent is subject to the receipt of a Certificate of Insurance from the Rotary indemnifying the Town for any liability arising out of their use of the East Fishkill Soccer Complex and/or surrounding areas.

Motion to approve the East Fishkill Rotary Car Show for July 18, 2021 to be held at the East Fishkill Soccer Complex as amended: Board Member Marinaro.  
Seconded: Board Member Beephan. All voted in favor. Motion carried.

**8. Acceptance of Roads in the Hopewell North Water District**

**RESOLUTION**  
**(ACCEPTING ADDITIONAL INFRASTRUCTURE  
FOR THE HOPEWELL NORTH WATER DISTRICT)**

**WHEREAS**, the Town Board has previously accepted from the EPA parts of the water system constructed by the EPA to remediate the Hopewell Precision Superfund site which is within the Hopewell North Water District; and

**WHEREAS**, additional parts of the system are now ready to be dedicated;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board accepts Baris Lane and Hamilton Drive as requested from the EPA and the contractor.

Motion for the acceptance of roads in the Hopewell North Water District as amended: Board Member Franco. Seconded: Board Member Cassidy. All voted in favor. Motion carried.

**9. Adopt a New Fraternization Policy**

**RESOLUTION**  
**(ESTABLISHING A FRATERNIZATION POLICY)**

**WHEREAS**, the Town Board has indicated an interest in establishing a Fraternization Policy; and

**WHEREAS**, that the Town Attorney has recommended to the Town Board that the they adopt the attached policy; and

**BE IT FURTHER RESOLVED**, that the annexed Fraternization Policy be and hereby is adopted for the Town of East Fishkill; and

**BE IT FURTHER RESOLVED** that Fraternization Policy is on file in the office of the Town Clerk.

Motion to adopt a new Fraternization Policy: Board Member Franco. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**10. Authorize a Settlement Certiorari for 2603 Route 52**

**RESOLUTION**  
**(AUTHORIZING THE SETTLEMENT OF TAX CERTIORARI**  
**2603 ROUTE 52, LLC vs. TOWN OF EAST FISHKILL)**

**WHEREAS**, from time to time property owners file Article 7 proceedings challenging their assessments following denials by the Board of Assessment review; and

**WHEREAS**, following negotiations between the Town Attorney and the Town Assessor the tax certiorari set forth herein is able to be resolved; and

**WHEREAS**, it would appear to be in the best interest of the Town to resolve these upon these terms and conditions;

**NOW THEREFORE BE IT RESOLVED**, that the Town Attorney be and hereby is authorized to execute Stipulation of Settlement settling the following matter:

**Grid #6556-1-036716**

<u>Assessment Roll</u>	<u>Current Assessment</u>	<u>Reduced Assessment</u>	<u>Amount of Reduction</u>
2020	\$2,950,000.00	\$2,600,000.00	\$100,000.00

**BE IT FURTHER RESOLVED**, that the Town Attorney be and hereby is authorized to take all steps necessary and appropriate to effectuate the settlement of these matters; and

**BE IT FURTHER RESOLVED**, that all officials of the Town be and hereby are authorized and enabled to effectuate the intent of the Order once it is entered by a Justice of the Supreme Court.

Motion to authorize a Settlement Certiorari for 2603 Route 52: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

#### **Budget Transfer:**

Supervisor D'Alessandro stated there were budget transfers for the evening. The Comptroller supplied copies to the Board for explanations. They had to do with COVID expenses, repairs to the old Town Hall building, IT requirements, and an additional police vehicle, all of which are being funded by the contingency fund. In the Highway Fund they are amending the budget to recognize State Aid, Toll Brothers, and the EPA.

Motion to approve the budget transfers as presented by the Comptroller: Board Member Marinaro. Seconded: Board Member Beephan. All voted in favor. Motion carried.

#### **Comments from Town Board Members:**

Highway Superintendent Williams stated all town roads have been swept. Pothole repairs are continuing. There was a water main break at the Rec Park that required additional paving. They have been working on catch basins. They have created a driveway for the Historical Society. All 241 of the Hometown Hero banners are up. There has been some lawn repair and tree work done. There was underground replacement pipe work going on. There are collaborative paving projects with Kent and Pawling. There are drainage issues being addressed on Deerwood and Cedar Lane. They have done some guiderail replacements on certain roads and the docks should be all constructed and in at Red Wing Park by tomorrow and then Emmadine Pond.

Police Chief Bellino stated since the meeting there have been 3,021 calls for service, 123 offense reports and 26 arrests, including removal of some illegal handguns from the streets. There was an incident at Gayhead Elementary School, but it was found out that the suspicious person was a subcontractor working at the

school, so there was no threat. Chief Bellino asked that if residents see an issue, please call the police right away. Posting on social media after the fact is not an efficient way to make a complaint. There are ongoing incidents at the recreation field involving juveniles. There is a trespassing policy being worked on. The majority of the individuals causing problems have been identified and they are trying to work with the parents and guardians involved. There are new policies for their arrest procedures, search procedures, transport procedures, and new detention area that have been turned in to the Town Attorney for his review. One officer put in his papers, so there will be an opening.

Board Member Beephan said this month was International Fire Fighters Day, Police Week and EMS Week. We thank all of our emergency services. He helped facilitate the meeting on May 6<sup>th</sup> for the opioid epidemic. He thanked the Highway Department, Recreation Department, and Police Department for their help with the Hop into Spring event. Hopewell Hose's Bill Lee celebrated 71 years of active service. He is now the longest servicing active member in the district. Board Member Beephan congratulated the newly elected school board members and thanked Mr. Rubin for his years of service. He wished everyone a relaxing Memorial Day weekend and asked that everyone remember those who gave their lives.

Board Member Franco said it will be a busy weekend. There is a huge soccer tournament and the Memorial Day Parade. Please never forget those who have fallen for our freedom. Please call any Board member if you need any information on Town items. Call the police if you see anything suspect going on. Today Board Member Marinaro and Board Member Franco interviewed Police Chief Bellino, District Fire Chief Lacalamita and Assistant Chief of Rescue Saltzburg. We are grateful to have these men in East Fishkill.

Board Member Marinaro congratulated the new Wappingers School District Board members. He would like to invite a school board member to attend the Town meetings periodically to give a report on the spending trends, any events, and other points of interest that are happening with the school. Town cleanup was very light this year. The roads were not as littered as previous years. He read a list of roads that will be paved by the end of the year as well as a few possible roads. There may be some paving in Hillside Lake as well. It will come down to the funding.

Board Member Cassidy stated Town Cleanup Day went very well. He thanked Royal Carting for the donation of the dumpsters and Hopewell Hot Bagels and East Fishkill Provisions for donations. Enjoy Memorial Day and remember what it's for.

Supervisor D'Alessandro reminded everyone the Memorial Day parade is Monday at 10:30 AM. It is Doug McHoul's 50<sup>th</sup> year as the Master of Ceremony. The

County is doing a drive through Memorial Day Celebration with a caravan of emergency vehicles.

**Motion for Adjournment: Time:** Motion to adjourn the regular meeting at 8:25 PM: Board Member Cassidy. Seconded: Board Member Beephan. All voted in favor. Motion carried.

**Town Board Meetings:**

**Regular Meeting:**

**June 24, 2021**

**Regular Meeting:**

**July 22, 2021**

Respectfully submitted by Julie J. Beyer on behalf of Town Clerk Carol A. Hurray  
– May 30 2021